

PATENT
Docket No.: 2983.2.1

DECLARATION, POWER OF ATTORNEY AND PETITION

We, John Spinks and Glenn M. Stephens, declare: that we are citizens of the United Kingdom; that our residence and post office addresses are Ash House, The Farriers, Southrop, GL7 3RL, United Kingdom and 28 The Croft, Hungerford, Berkshire, RG17 0HY, respectively; that we verily believe we are the original, first, inventors of the subject matter of the invention or discovery entitled NETWORK RESOURCE LOCATION DETECTION PROBE APPARATUS AND METHOD, for which a patent is sought and which is described and claimed in the specification attached hereto; that we have reviewed and understand the contents of the above-identified specification, including the claims; and that we acknowledge the duty to disclose all information known to us to be material to patentability as defined in Section 1.56 of Title 37 of the Code of Federal Regulations.

We claim the benefit under Section 119 of Title 35 of the United States Code of the earlier filed pending provisional application Serial No. 60/176,581, filed January 18, 2000 and entitled NETWORK RESOURCE LOCATION DETECTION PROBE APPARATUS AND METHOD; and, insofar as the subject matter of the claims of this application are not disclosed in the earlier filed pending application in the manner provided by the first paragraph of Section 112 of Title 35 of the United States Code, we acknowledge the duty to disclose to the Patent and Trademark Office all information known to us to be material to patentability as defined in Section 1.56 of Title 37 of the Code of Federal Regulations, which became available between the filing date of the earlier filed application and the filing date of this application.

We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

We hereby appoint as our attorneys A. John Pate, Gary D.E. Pierce and Hal D. Baird, Registration Nos. 36,234, 38,019 and 42,284, respectively, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

All correspondence and telephonic communications should be directed to:

A. John Pate
PATE PIERCE & BAIRD
Bank One Tower
50 West Broadway, Suite 900
Salt Lake City, Utah 84101

Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, declaration, power of attorney, and this petition.

Signed at VICARAGE COURT, 160 BEMIN ST SWINDON, UK, this
18 day of JANUARY, 2001.

Inventor J. Spinks
John Spinks
Ash House
The Farriers
Southrop
GL7 3RL
United Kingdom

Signed at VICARAGE COURT, 160 BEMIN ST SWINDON, UK, this
18 day of JANUARY, 2001.

Inventor Q. Stephens
Glenn M. Stephens
28 The Croft
Hungerford
Berkshire
RG17 0HY

100764543-01301

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**DECLARATION CLAIMING SMALL ENTITY STATUS
FOR A SMALL BUSINESS CONCERN**

I, John Spinks, hereby declare: that I am President of Centennial UK Ltd., a corporation of the United Kingdom having a principal place of business at 31a Charnham Street, Hungerford, Berkshire, RG17 0EJ, England; that I am empowered to act on behalf of Centennial UK Ltd.; and that Centennial UK Ltd. qualifies as a small business concern as defined in 13 C.F.R. § 121.3-18 and 37 C.F.R. § 1.9(d), for purposes of paying reduced fees to the Patent and Trademark Office under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of Centennial UK Ltd., including those of its affiliates, does not exceed 500 persons. I understand that, for purposes of this declaration, (i) the number of employees is the average over the previous fiscal year of the number of persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (ii) two business concerns are considered to be affiliates of each other when one business concern either directly or indirectly controls or has the power to control the other, or when a third party or parties control or have the power to control both business concerns.

I further declare that all rights, title, and interest relating to the invention entitled NETWORK RESOURCE LOCATION DETECTION PROBE APPARATUS AND METHOD invented by John Spinks and Glenn M. Stephens, as described in the patent application filed concurrently herewith, have been conveyed to and currently remain with Centennial UK Ltd.

I acknowledge the duty to file, in the above-mentioned application or any patent issued in respect thereof, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of (1) the issue fee or (2) any maintenance fee due after the date on which status as a small entity is no longer appropriate. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Signed at VICARAGE COURT, 160 BEMIN ST, SWINDON, UK,
this 18 day of JANUARY, 2001.

Centennial UK Ltd.

J.S.K.
John Spinks
President

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